**IN THE HIGH OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD**

(*Special Original Jurisdiction*)

FRIDAY, THE FOURTEENTH DAY OF DECEMBER
TWO THOUSAND AND SEVEN

P R E S E N T

**THE HON'BLE SRI JUSTICE P.S. NARAYANA**

* * *

WRIT PETITION No.26779 of 2007

**Between:**

RANI MAHILA MANDALI … Petitioner

Versus

The Joint Collector,
Chittoor District & Ors. … Respondents

**Counsel for the Petitioner: M/s. INDUS LAW FIRM**

**Counsel for the Respondents: GP for CIVIL SUPPLIES**

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**THE HON'BLE SRI JUSTICE P.S. NARAYANA**

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WRIT PETITION No. 26779 of 2007

O R D E R :

Heard both the counsel.

2. The writ petition is filed for a writ of mandamus, declaring the inaction of the first respondent in disposing of the stay application and Appeal Petition No. C/1539/07 as improper and illegal and violative of Article 19 (1) (g) and Article 21 of the Constitution of India and consequently to direct the petitioner to permit the petitioner to continue as dealer of the fair price shop in respect of Motupalle-vandlapalle village, KV Palle, Chittoor district, pending adjudication of Appeal Petition No.C/1539/07 and to pass such other suitable orders as this Court may deems fit and proper in the circumstances of the case.

3. It is also stated that an appeal had been preferred before the first respondent-Joint Collector, Chittoor along with appeal an application for stay also had been filed.

4. It is also stated that the first respondent is neither disposing of the stay application nor the appeal and hence the rights of the writ petitioner are seriously prejudiced.

5. In view of the facts and circumstances, let the first respondent dispose of the appeal and also the stay application along with stay application, within a period of four weeks from the date of receipt of a copy of this order and till then the order made by the Revenue Divisional Officer, Madanapalle, in ROC.No.A3/146/06, dated 14-11-

2007 is suspended.

6. With the above direction, the writ petition is disposed of at the stage of admission. No costs.

JUSTICE P S NARAYANA.

14/12/2007.

NB:

1) Furnish CC of the order tomorrow.

B/o. lsL.